



County of Fairfax, Virginia

NEWS RELEASE

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Fairfax County Board of Supervisors Completes Fiscal Year 2007 Budget Mark-Up *Cuts Real Estate Tax Rate by 11 Cents Brings Five-Year Total Cut to 34 Cents*

On April 24, 2006, the Fairfax County Board of Supervisors marked up the proposed fiscal year 2007 budget, which begins on July 1, 2006. Formal adoption of the budget is scheduled to take place May 1, 2006. As a result of rising assessments, the real estate tax rate will be reduced for the fifth consecutive year. The Board cut another 11 cents from the rate, bringing the cumulative decrease to 34 cents over five years. The current rate will decrease from \$1.00 per \$100 assessed value to \$0.89 per \$100 assessed value for fiscal year 2007. Budget Chair Sharon Bulova noted the specific guidelines that the Board of Supervisors provided to the County Executive in August 2005, directing him to prepare a budget limiting the Schools' Transfer to 6 percent and County spending to an increase of no more than 5 percent, excluding new facilities, Metro and debt requirements. The County Executive's proposed budget met these guidelines.

Subsequently, the Board's budget mark-up includes total General Fund Disbursements of \$3.2 billion, an increase of \$192.6 million or 6.37 percent over the FY 2006 Adopted Budget Plan. Approximately \$106 million or 55 percent of this budget growth is associated with increased funding for Fairfax County Public Schools, while funding for new facilities and public safety account for approximately 35 percent of the increase.

The fiscal year 2007 plan provides for a balanced budget based on General Fund Revenue growth of 5.07 percent over the *FY 2006 Revised Budget Plan*. Total General Fund Disbursements are projected to increase \$40 million or 1.26 percent over the *FY 2006 Revised Budget Plan*.

The Board's funding decisions reflect their ongoing commitment to achieving their strategic priorities, which are as follows:

- ♦ Strong investment in education
- ♦ Public safety and gang prevention
- ♦ Affordable housing
- ♦ Environmental protection
- ♦ Transportation improvements
- ♦ Revenue diversification to reduce the burden on the homeowner

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With a real estate tax rate of \$0.89 per \$100 of assessed value, the typical household will pay \$4,813, an average increase of 7.31 percent or \$328 annually more than the fiscal year 2006 bill. However, this is \$595 less than the typical household would have paid had the Board not reduced the real estate tax rate by 11 cents. As a result of the cumulative 34-cent reduction in the tax rate, the typical household will pay \$3,512 less in real estate taxes in fiscal year 2007 than they would have without the tax relief of the last five years. In addition, the Board eliminated the \$25 decal fee, resulting in an average savings of \$58 per household.

Prior to marking up the fiscal year 2007 budget, the Board of Supervisors adopted the *FY 2006 Third Quarter Review*. As part of this quarterly review, the Board's largest adjustment involved using the available balance of \$30.81 million to meet the fiscal year 2006 target of three percent of General Fund Disbursements for the Revenue Stabilization Fund (RSF). When the Board established the RSF as part of the *FY 1999 Carryover Review*, they established a policy to allocate a minimum of 40 percent of non-recurring balances identified at quarterly reviews to the RSF. However, through the *FY 2005 Carryover Review*, it was only funded at \$62.7 million, or less than 70 percent of its target. In fiscal year 2006, three percent requires an RSF balance of \$92.9 million. In order to ensure an adequate level of reserves to cope with a sudden and catastrophic drop in revenues, the Board fully funded the RSF by appropriating an additional \$30.2 million for the fund and \$0.6 million for the associated managed reserve adjustment.

The Board of Supervisors increased the County Executive's recommended transfer for School operations by \$8.0 million to address the **Initiatives for Excellence teacher pay proposal**. This brings the transfers to FCPS for operations to \$1.5 billion, an increase of \$93.9 million or 6.56 percent over the *FY 2006 Revised Budget Plan*. With a transfer of \$142.3 million for School Debt Service, the total transfer to FCPS is \$1.67 billion, which represents 51.9 percent of total General Fund Disbursements. In addition, the Board committed to providing one-time funding of \$8.0 million at the *FY 2006 Carryover Review* to support non-recurring items in the Schools' fiscal year 2007 request, with the understanding that this would free up \$8.0 million in recurring funding included in the County's transfer to FCPS to be used to address **No Child Left Behind requirements**.

Since each penny on the real estate tax rate is worth approximately \$21.9 million, increasing the Real Estate Tax rate cut by four additional cents required the Board to identify over \$87.4 million to offset that reduction. In addition, the Board's action to eliminate the Personal Property Decal and Fee resulted in a revenue decrease of \$20.6 million. Combined with the additional funding of \$8.2 million (includes Managed Reserve) associated with the Schools' increase, the Board of Supervisors' challenge was to identify \$116.2 million in reductions and reserves in order to balance the fiscal year 2007 budget. Details of these reductions are included in the attachment labeled "Adjustments to the FY 2007 Budget Proposal."

County priorities addressed in the Board's budget mark-up include:

- A continued commitment to **Affordable Housing**. For the second year in a row, an amount equal to one penny on the real estate tax rate, almost \$22 million, is dedicated to the Penny for Affordable Housing Fund.
- The continued commitment to **Environmental and Stormwater Management issues**. A second year of dedicated funding of one penny on the real estate tax rate will allow ongoing work to continue at a vigorous pace.

- **Maintenance and infrastructure improvements, as well as operating funding to support both new and aging County facilities**, such as the Burke and Oakton libraries, the new Wolf Trap Fire Station, the Katherine K. Hanley Homeless Shelter, the County Courthouse Expansion, Braddock Glen Assisted-Living Facility and Little River Glen Adult Day Health Care Center.
- **Public Safety Enhancements** – The FY 2007 budget includes 49 new positions for the Police Department and 40 additional positions for the Fire and Rescue Department, as well as a number of new positions associated with critical public health requirements such as pandemic flu response planning.
- **Consideration Items** that have been funded in this package are targeted to programs to keep children safe, provide transportation alternatives, create a program for matching grants for the arts, enhance tree preservation and improve public safety.

Information on the FY 2007 budget, including revisions made during the April 24, 2006 Budget Mark-up session, is available by calling the Department of Management and Budget at 703- 324-3009, TTY 711, as well as on the County's Web site at:

www.fairfaxcounty.gov/dmb

Attachments:

- April 24, 2006 – FY 2007 Budget Mark-up Process
- Board Motions –FY 2006 Third Quarter Review and FY 2007 Budget
- Adjustments to the FY 2007 Budget Proposal
- Board Motions – Motor Vehicle License Tax
- Recommended Actions – FY 2007 Capital Improvement Program
- Board Motions – Budget Guidelines for FY 2007
- Summary of FY 2007 Consideration Items
- Resolution of the Board of Supervisors of Fairfax County, Virginia
- Amendment to Chapter 82 (Motor Vehicles and Traffic) of the Fairfax
- County Code to Repeal Article 12 Relating to the County Motor Vehicle
- License Tax

Motions Approved by the Board of Supervisors on April 24, 2006
FY 2007 BUDGET MARKUP PROCESS

1. Approval of the *FY 2006 Third Quarter Review* and approval of the FY 2007 Budget as Advertised, including Board salary recommendations, with the changes to Revenue and Administrative Adjustments included in the FY 2007 Add-On Package, and Board Adjustments to the FY 2007 Budget Proposal 2
2. Approval of the Elimination of the Motor Vehicle License Tax and Decal 6
3. Approval of the FY 2007 – FY 2011 Capital Improvement Program (with future fiscal years to 2016) 7
4. Budget Guidelines for Fiscal Year 2008 8

The FY 2007 Markup Motion includes the FY 2007 Budget Proposal with a Summary of FY 2007 Consideration Items. In addition, attached are the Resolution to Increase Board Members' Annual Salaries Effective January 1, 2008 (Attachment 1) and the Amendment to Chapter 82 (Motor Vehicles and Traffic) of the Fairfax County Code to Repeal Article 12 Relating to the Motor Vehicle License Tax (Attachment 2).

BOARD MOTIONS

FY 2006 THIRD QUARTER REVIEW

- I move that the Board approve the *FY 2006 Third Quarter Review* including approval of Supplemental Appropriation Resolution AS06057 and Amendment to the Fiscal Planning Resolution AS06901 which includes the revenue, expenditure and transfer adjustments and grant awards and adjustments contained in the County and School's Third Quarter Review as advertised and Supplemental Appropriation Resolution AS05131 which reflects final FY 2005 audit adjustments. With this action, \$30 million of the FY 2006 Third Quarter balance will fully fund the County's Revenue Stabilization Fund (RSF). The RSF Reserve will be maintained at 3% of General Fund Disbursements.

FY 2007 ADVERTISED BUDGET PLAN, ADD-ON and BOARD BUDGET PROPOSAL

- I move Board approval of the County Executive's recommendations for the FY 2007 Advertised Budget Plan, including Board Salary recommendations*, with the FY 2007 revenue and administrative adjustments as identified in the FY 2007 Add-on memo dated April 6, 2006, and with adjustments outlined in the Board of Supervisors' "Adjustments to the FY 2007 Budget Proposal" package which follows. These actions result in a balanced budget for FY 2007.

Recommended increase from \$59,000 to \$75,000 per year beginning in January 1, 2008 as noted on the attached resolution.

Motion to Refer Issue to Legislative Committee

Mr. Chairman, I move that the Board refer to the Board's Legislative Committee discussion and consideration of an amendment to the urban county executive form of government that would require any person elected to the Board to serve in that office on a full time basis without outside employment. This discussion should be scheduled prior to Board's the adoption of the County Legislative Program for the 2007 Session of the General Assembly.

Motion to Reduce Tax Rate for Small District # 5 Reston Community Center

I move that the Board of Supervisors reduce the tax rate for Small District #5, Reston Community Center from \$0.052/\$100 of assessed value to \$0.047 per \$100 of assessed value. This one half cent reduction in the rate will result in a revenue loss of approximately \$750,000. Based on current revenue and expenditure projections for the community center, this rate reduction will not adversely impact center operations.

Adjustments to the FY 2007 Budget Proposal

Requirements for Tax Relief:	\$108,077,644
Additional \$0.04 reduction in the Real Estate Tax Rate (from \$0.93 to \$0.89)	\$87,422,328
Abolishment of Personal Property Decal and Fee	\$20,655,316
Additional Funding for Schools	\$8,160,000
The School Board's requested increase in its transfer is greater than the County's ability to fully fund it, along with other priorities, including tax relief. School Board Chairman Ilyrong Moon has emphasized two major needs - No Child Left Behind and the Schools' Initiative on Excellence for teacher's compensation. Included in this budget, therefore, is an increase in the General Fund transfer to the Fairfax County Public Schools which, consistent with the request of the School Board, will be available to address the Initiatives for Excellence teacher pay proposal. This increase would fund a two-year phase-in of the Initiatives with the balance to be made available by the County in FY2008.	\$8,000,000
<p>The Board of Supervisors also commits to providing one time funding of \$8.0 million at the FY 2006 Carryover Review to support non-recurring items in the Schools' FY2007 request. As a result, it is the Board's understanding that \$8.0 million in recurring funding included in the transfer from the County to Schools can be used to accommodate the recurring funding for No Child Left Behind requirements.</p>	
-Managed Reserve Requirements	\$160,000
Total Required for Tax Relief and Additional Funding for Schools	\$116,237,644
Reductions:	
FY 2007 Reserve for Board Consideration - Utilizes funding held in reserve by the County Executive for additional tax relief.	(\$56,853,425)
Jennings Courtroom Renovations - Eliminates funding for 23 of the 25 existing courtrooms in the Jennings Building. Elimination of this funding assumes a multi-year renovation schedule and will require the appropriation of additional funds at subsequent quarterly reviews over the next few years. At the same time, the Board has requested that the Courts review costs to identify potential savings and efficiencies in operation. The funding remaining in FY 2007 would be available for the renovation of 2 courtrooms at a cost of \$550,000 each and the replacement of the elevator equipment at a cost of \$1,800,000. The total cost of \$15,550,000 less the \$12,650,000 reduction results in an FY 2007 amount of \$2,900,000.	(\$12,650,000)
Construction Inflation Adjustments - Eliminates \$4,000,000 of the construction inflation adjustment recommended by the County Executive but directs staff to review for additional funding as part of the <i>FY 2006 Carryover Review</i> . This adjustment will require rescoping of some capital projects and/or the delay of construction to remain within the available funding. The total cost of \$12,000,000 less the \$4,000,000 results in an FY 2007 amount of \$8,000,000.	(\$4,000,000)
County Entryway Signage Enhancement - Eliminates the funding but directs staff to review for funding at the <i>FY 2006 Carryover Review</i> . The total cost of \$500,000 less the \$500,000 results in an FY2007 amount of \$0.	(\$500,000)
Land Acquisition/Facility Opportunities - Eliminates funding but directs staff to review for funding at the <i>FY 2006 Carryover Review</i> . It is anticipated that funding for land acquisition will be part of the Fall 2006 Park Authority Bond Referendum. The total cost of \$8,000,000 less the \$8,000,000 results in an FY 2007 amount of \$0.	(\$8,000,000)
Critical Board Projects - Eliminates funding but directs staff to review for funding at the <i>FY 2006 Carryover Review</i> . The total cost of \$10,000,000 less the \$10,000,000 results in an FY 2007 amount of \$0.	(\$10,000,000)

Safety Enhancements at Bus Shelters and Bus Stops - Eliminates \$7,500,000 of the funding to meet the estimated cost of as much as \$15,000,000 to address the most critical safety requirements as outlined in the Bus Stop Inventory and Safety Study and requires deferral of the rest of the projects. Staff is directed to seek federal and state funding opportunities and to review inclusion of these transportation network enhancements as part of a future transportation bond referendum. The total FY 2007 request of \$10,000,000 less the \$7,500,000 reduction results in an FY 2007 amount of \$2,500,000.	(\$7,500,000)
Capital Renewal Projects - Eliminates funding for projects needed to improve building conditions and a number of projects for which repairs, as opposed to system replacements, are not cost-effective. Will require additional delay of replacements. The total cost of \$11,841,000 less the \$8,000,000 reduction results in an FY 2007 amount of \$3,841,000.	(\$8,000,000)
GASB 45 - Reduction of \$2,000,000 based on an updated actuarial analysis performed as of March 2006 as well as a required implementation date of 2008. The total cost of \$10,200,000 less the \$2,000,000 reduction results in an FY 2007 amount of \$8,200,000.	(\$2,000,000)
IT - Reduce the General Fund transfer by \$3,500,000 including reductions/eliminations as follows: Reduce Information Technology Training (\$100,000), Reduce Imaging and Workflow (\$499,000), Reduce Data Analysis and Reporting (\$336,000), Eliminate Citizen Relationship Management System (\$500,000), Eliminate Broadband Wireless (\$865,000), Reduce Tactical Initiatives (\$200,000), Reduce Public Access to Information (\$200,000), Reduce Remote Access (\$100,000), Reduce IT Security (\$200,000), Eliminate Information Life Cycle Management (\$200,000) and Reduce Police Records Management System (\$300,000).	(\$3,500,000)
Metro - Reduce the General Fund transfer by \$1.0 million as a result of lower than budgeted County bus/rail operating subsidies based on the final approved FY 2006 WMATA budget which will result in an available balance at the end of FY 2006.	(\$1,000,000)
Debt Service - Assume Spring 2007 Bond Sale (The <u>FY 2007 Advertised Budget Plan</u> assumed a Fall 2006 sale)	(\$2,538,106)
Managed Reserve Savings as a result of reductions above and adjustments made at the <i>FY 2006 Third Quarter Review</i> .	(\$3,855,442)
Total Reductions	\$120,396,973
Net Available for Add-on / Board Consideration Items	\$4,159,329
Add-on Adjustments - No Net Increase	\$0
- Revenue adjustments including increases for BPOL and Interest on Investments, and a decrease for Personal Property.	\$396,781
Offset by:	
- Pending approval by the General Assembly, an increase of \$289,001 and 4/4.0 SYE positions for the Office of the Sheriff is required for costs associated with additional judges in the General District Court and Juvenile and Domestic Relations District Court.	\$289,001
- An increase of \$100,000 to provide the resources necessary for the Turf Field Development Program to accept the three proposals recommended for selection as noted in the February 27, 2006 memo to the Board of Supervisors.	\$100,000
- An increase to appropriate federal/state revenue in Fund 103, Aging Grants and Programs, due to the recent application of the 2000 census data to the state funding formula. Funding will support 1/1.0 SYE merit grant position in the Long-Term Care Ombudsman program. No adjustment to the General Fund Transfer In is necessary. Net impact of \$0.	\$0
-Managed Reserve Requirements	\$7,780

Funded Board Consideration Items (Attachment A):

\$4,159,329

-See Attachment A for details	\$4,071,871
-Managed Reserve Requirements	\$87,458

Balance	\$0
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Budget Summary

The impact on the homeowner will be:

-The FY 2007 Advertised Budget Plan included a reduction of the Real Estate Tax rate by \$0.07 from \$1.00 to \$0.93 per \$100 of assessed value. This results in a savings to the average taxpayer of \$379.

-The additional action by the Board now will result in a total reduction of the Real Estate Tax rate by \$0.11 from \$1.00 to \$0.89 per \$100 of assessed value. This results in a savings to the average taxpayer of \$595 compared to what they would have paid without the FY 2007 real estate tax rate reduction.

-Cumulatively the Board of Supervisors has reduced the Real Estate Tax rate by \$0.27 in the last three years and \$0.34 since FY 2002. The cumulative savings for the average taxpayer since FY 2002 is \$3,512.

-At \$0.89 per \$100 of assessed value, the average taxpayer will pay \$328 more in Real Estate Taxes than in FY 2006, an average increase of 7.31%.

-The FY 2007 Budget eliminates the \$25 vehicle decal fee (resulting in an estimated savings of \$58 per household) and the need to replace the decal every year.

- As a result, the average homeowner pays \$653 less than under the old rate due to the reduction of the real estate tax rate (\$595) and the elimination of the vehicle decal fee (approximately \$58).

Budget Numbers:

-Revenues are up 5.07% over the *FY 2006 Revised Budget Plan* and 7.56% over the FY 2006 Adopted Budget Plan.

-Disbursements are up 1.26% over the *FY 2006 Revised Budget Plan* and 6.37% over the FY 2006 Adopted Budget Plan.

-The School transfer increase will be 6.56% over the *FY 2006 Revised Budget Plan* and the portion of the Schools (operating and debt service) to total General Fund disbursements is 51.9%.

BOARD MOTIONS

MOTOR VEHICLE LICENSE TAX

Having conducted a public hearing as required by Virginia law, I move Board approval of the amendments as advertised to the Fairfax County Code, amendments to Chapter 82 of the Fairfax County Code to repeal article 12 relating to the County motor vehicle license tax and to amend and readopt article 5 section 26 and article 5A sections 10-11. If adopted, the elimination of the motor vehicle license tax and decal fee would become effective on and after July 1, 2006. The proposed elimination of the motor vehicle decal will result in a loss of revenue of \$20.7 million. The fiscal impact of this fee elimination has been included in the FY 2007 Board Mark-up Package.

BOARD MOTIONS

RECOMMENDED ACTIONS FY 2007 CAPITAL IMPROVEMENT PROGRAM

I move Board approval of the FY 2007 – FY 2011 Capital Improvement Program (with future fiscal years to 2016) with the following amendments:

- Increase the annual bond sale limit from \$200 million per year to \$275 million per year including an additional \$25 million per year for the schools for six years and an additional \$50 million per year for the County.
- Include a Park Authority Bond Referendum for the fall 2006 in the amount of \$25 million. Staff is directed to return to the Board of Supervisors with recommendations on the allocation of these funds for purposes to include land acquisition and synthetic turf field development.
- Include a Transportation Bond Referendum for fall 2007 in the amount of \$100 million. Staff is directed to return to the Board of Supervisors with a recommended project list to include prioritized roads, sidewalks, trails, bus stop improvements, bicycle routes and pedestrian connections and other components of the transportation network.
- Staff is directed to review the County's commercial and neighborhood revitalization programs and to provide recommendations on strategies to enhance the effectiveness of the programs, to identify and make available appropriate financing mechanisms, and to put in place the organizational supports necessary to sustain the programs.
- Accelerate the development of the Lorton Community Action Center, which is currently shown in the CIP in the "Beyond 5-Year CIP Period", to the "5-Year CIP period" and direct staff to return to the Board as part of the FY 2006 Carryover Review with information and recommendations as to the appropriate timing for construction of the project and funding requirements for planning and design of the facility.
- Make all necessary adjustments to reflect actions taken during the Board's decision on the FY 2007 Adopted Budget Plan that impact the CIP.

BOARD MOTIONS

BUDGET GUIDELINES For FISCAL YEAR 2008

I move adoption of the following Budget Guidelines for FY 2008:

1. Information on the FY 2008 revenue and economic outlook should be forwarded with a financial forecast to the Board for discussion. This financial forecast will provide the framework for the continued County-School discussion on the budget and will help identify resources available for Board priorities, including tax relief. Based on current market trends, it appears that growth in residential real estate assessments and overall County revenues will be very moderate and significantly less than that experienced in the last several years. As a result, increases in County and School spending will likely also be limited in FY 2008. **The Board directs the County Executive to develop a budget for Fiscal Year 2008 that limits increases to what is needed to accommodate growth and cost factors, and clearly identifies funding requirements driven by state and/or federal mandates and major County initiatives. In addition, the Board directs that increases in the transfer to the School Operating Fund also be contained within the same parameters as the General County Budget. Funding requirements beyond this increase will be identified and discussed in terms of initiatives to be undertaken if funding is available. Specific direction on targeted budget growth rates should be provided to County staff and the School Board by the July 31, 2006 Board of Supervisors meeting, which is the last meeting prior to the Board's August break.**
2. The Board directs that the County Budget presentation continue to focus on Board priorities and County vision elements. The County Executive and County staff will also provide contextual information regarding the growth in the budget, including but not limited to population growth, market forces impacting the budget, demographic changes, mandates and other primary drivers for growth. In addition, the presentation of the budget should continue to include a clear identification of the resources and new initiatives targeted for seniors, a rapidly growing group in our population.
3. In order to avoid structural imbalances between County resources and requirements, resources should be allocated with consideration for the continued availability of these funds:
 - Non-recurring funds will be directed toward non-recurring uses.
 - Only recurring resources may be targeted toward recurring expenses.
 - The County's policy concerning the utilization of recurring and non-recurring funds should be followed by the School Board.
4. Any available balances materializing at the Carryover and Third Quarter Reviews that are not required to support County expenditures of a critical nature should be held in reserve to offset future requirements or to address one-time requirements such as GASB 45 liability, unfunded capital paydown projects, the County's commitment of \$8 million to the School Board for No Child Left Behind Requirements, and for equipment replacement. In addition, Fairfax County Public Schools should identify the School system's GASB 45 liability and provide information to the Board of Supervisors as to how this liability will be addressed and over what time period. This information should be provided to the Board of Supervisors prior to the FY 2008 budget.

5. The Board directs the following reviews of County programs:

COMPENSATION – General County Employees

In the area of compensation, the Board understands concerns expressed by some general County employees as it relates to pay and the competitiveness of County salaries to the market. The Board values the contributions of all County staff who consistently provide high quality, effective services to our residents.

The Board therefore directs the County Executive to oversee a comprehensive review of the current compensation system, including retirement benefits, for general County employees. Such a review should consider a market-based component to the determination of employees' annual increases to maintain the competitiveness of County salaries, especially for those employees who are at the beginning of the pay scales and are losing relative ground when compared to newer hires. Proposals for across the board adjustments will not address the compression issues or inequities in the current system highlighted by the EAC and other employees and do not provide long term solutions to the compensation program.

As such, the County Executive is further directed to provide a more detailed scope of the review to the Board by June 1, 2006. The comprehensive review of the current compensation system must be completed in time for its incorporation into the FY 2008 budget. Status reports and recommendations associated with the study will be provided as part of discussions with the Personnel Committee of the Board. Incremental action will be considered by the Board of Supervisors throughout FY 2007.

The review shall provide specific recommendations and alternatives to the Board of Supervisors to address problematic areas and to highlight the beneficial aspects of the system. The review is to be directed by County staff and supplemented by contracted compensation experts as necessary, and must also include input from employees, including the EAC, who can provide their experiences with the current system that have been beneficial and/or problematic, and by offering suggestions to be considered in the study.

OTHER COMPENSATION-RELATED GUIDELINES

The Board of Supervisors directs that the County Executive review and make recommendations on the following items with recommendations for action to be made available in time for the Board's deliberations on the FY 2008 budget:

Regarding Animal Control Officer Pay Plan

The Board directs staff to review the appropriateness of the pay plan for the County's animal control officers including an analysis of how like positions in other jurisdictions are handled in terms of pay.

Police Retirement

The Board directs the County Executive to review the benefits and employer/employee contributions of the Police Retirement System including the multiplier, spousal benefit and social security offset in relation to the other County retirement systems.

ADDITIONAL POLICE OFFICERS

The Board of Supervisors directs the County Executive to prioritize available County resources during the development of the FY 2008 budget toward new police officer positions as part of a multi-year strategy to increase the size of the County's police force and that additional revenues available during FY 2007 be considered to begin the process of adding additional police officers for assignment to higher crime areas of Fairfax County. The effectiveness of our department's community policing strategies is apparent in the County's sustained low crime rates. Yet increases in our population, the complexity of criminal trends in our community and the continued need to staff prevention efforts require continued support and staff increases in our Police Department which maintains one of the lowest ratios of officers-to-residents in the nation.

DULLES RAIL PROJECT

The Board of Supervisors directs the County Executive to review possible strategies to procure state funding for traffic enforcement and congestion mitigation efforts resulting from the Dulles Rail project and return to the Board with recommendations.

DEVELOPER DEFAULT PROGRAM

The Board of Supervisors directs the County Executive to review the current developer default program and return to the Board with process changes and staff requirements in order to handle current developer default caseload and maximize County's ability to recover the cost of mitigation.

COURT OPERATIONS

Recognizing the significant commitment that the County has already made to funding both operating and construction/expansion costs for the State courts serving Fairfax County, the Board of Supervisors directs the County Executive to work with the Courts to review potential ongoing savings and efficiencies in operations that may be available to partially offset these costs and report back to the Board prior to the FY 2008 budget.

A Copy Teste:

Nancy Vehrs,
Clerk to the Board of Supervisors

ATTACHMENT A
SUMMARY OF FY 2007 CONSIDERATION ITEMS

#	Consideration Item	Requested By	Net Cost				Budget Proposal		Comments	
			Positions		Recurring	Non-Recurring	Positions	Funded		
1.	Two School-Age Child Care (SACC) rooms and 6/4.86 SYE positions at Cherry Run Elementary School, currently one of eight schools with no SACC program.	McConnell	6 /	4.9	\$103,929	\$0	6 /	4.9	\$103,929	
2.	Funding to restore Sunday hours (12 noon to 6 pm) at the 12 community library branches. Request includes 15/15.0 SYE new positions and limited term funding.	Gross	15 /	15.0	\$895,519	\$0	0 /	0.0	\$0	
3.	Neighborhood Resource Center at Annandale HS to address the emergence of gang activity in the area. The center will be run by a community-based organization with expanded support from parent liaisons.	Bulova	0 /	0.0	\$175,000	\$0	0 /	0.0	\$0	Staff is directed to attempt to fund within existing resources.
4.	Dedicating revenue commensurate with the value of an additional one cent on the Real Estate Tax rate to the preservation of Affordable Housing, resulting in total funding of \$43.8 million for affordable housing preservation.	Hudgins	0 /	0.0	\$21,900,000	\$0	0 /	0.0	\$0	The Board directs that funding which becomes available during quarterly reviews be considered for addition to the The Penny for Affordable Housing Fund.
5.	1/1.0 SYE Bicycle Coordinator position in DOT and funding for consultant services to establish a pilot program which will connect bicycle trails into one network.	Connolly	1 /	1.0	\$90,026	\$750,000	1 /	1.0	\$465,026	Funds bicycle coordinator position and funding for development of a comprehensive map of bicycle facilities in the County.
6.	Expand the resources dedicated to Transportation Demand Management countywide and provide funding on an annual basis. This request includes 3/3.0 SYE positions and funding for transportation marketing and outreach.	Smyth	3 /	3.0	\$608,233	\$0	1 /	1.0	\$90,026	Funds 1 position to oversee TDM proffers and special conditions development, coordinate with developers and staff to create proffers which reduce reliance on single-occupant vehicle trips, and monitor and evaluate proffer and special condition implementation.
7.	Request for additional resources to enhance the County's transportation planning, analysis, and modeling capacities. The request includes \$401,106 in Personnel Services to support 5/5.0 SYE positions (4/4.0 SYE in the Department of Transportation and 1/1.0 SYE in the Department of Planning and Zoning). Also included is \$498,894 for consultant services.	Kauffman	5 /	5.0	\$900,000	\$0	2 /	2.0	\$105,000	The addition of 2/2.0 SYE positions to support existing transportation modeling staff would provide the resources to conduct additional sub-area analyses in-house, additional review support on multimodal transportation studies, limited analysis of the cumulative transportation impacts of development and a higher level of review of outside transportation/traffic impact studies.
8.	Request to provide partial Personal Property Tax relief to Reserve Deputy Sheriffs by allowing the inclusion of one vehicle in the special subclass rate category, which charges \$0.01 per \$100 of assessed value. This is consistent with what is allowed for volunteer firefighters and auxiliary police officers.	Hyland	0 /	0.0	\$10,875	\$0	0 /	0.0	\$10,875	

ATTACHMENT A
SUMMARY OF FY 2007 CONSIDERATION ITEMS

#	Consideration Item	Requested By	Net Cost				Budget Proposal		Comments	
			Positions		Recurring	Non-Recurring	Positions	Funded		
9.	8/8.0 SYE Additional Patrol Officer positions to be assigned to each of the County's eight district stations.	McConnell	8 /	8.0	\$977,957	\$203,964	0 /	0.0	\$0	The County Executive's recommended budget includes funding for a total of 49 new Police positions which include patrol (24), police officers detailed to the DPSC (5), criminal investigations and crime analysis (6), COPS in Schools (6), Animal Control Officers (3) and support for the property room, recruiting and information technology (5). The Board recognizes the need for additional police positions and supports a multi-year approach.
10.	Funding for enhancements to the Urban Forestry Program, including improvements to the County's tree preservation process and to increase the program's involvement in the inspection and enforcement of proffered tree requirements.	Smyth	4 /	4.0	\$345,032	\$64,400	2 /	2.0	\$204,716	The additional positions will be used to increase Urban Forestry Management's presence on construction sites in order to improve the County's ability to monitor and inspect development projects with tree-related proffers and development conditions.
11.	Creation of a new Challenge Grant Community Funding Pool for the Arts to be administered by the Council on the Arts. This pool leverages private funding at a ratio of 2 to 1.	Connolly/Gross	0 /	0.0	\$1,100,000	\$0	0 /	0.0	\$550,000	A Memorandum of Understanding between the County and the Council on the Arts will be developed to ensure that the administration of the program meets County requirements. Initial funding of \$500,000 for Challenge Grants is to be matched by new private funding at a ratio of 2 to 1. In addition \$50,000 is provided to the Council on the Arts for administration of the program. The Board supports the use of funding at future quarterly reviews as available to supplement this contribution provided to initiate and ramp up the program.
12.	Move Animal Control Officers to the Uniformed Police Officers pay scale (O-Scale) from the Public Safety pay scale (P-Scale).	Gross/Frey	0 /	0.0	\$100,080	\$0	0 /	0.0	\$0	Direct staff as a Budget motion to research how ACOs in other jurisdictions are classified and on what scale are they paid.
13.	Funding for an increased supplement to the base pay for the state salaries of the 32 Magistrates in the General District Court. This supplement will replace the current policy of giving everyone a 25 percent supplement with a graduated scale based on length of service.	Hyland	0 /	0.0	\$160,486	\$0	0 /	0.0	\$0	The Board refers the issue of inadequate state funding for magistrate pay to the Legislative Committee for inclusion in the 2007 Legislative Package.
14.	Funding for the Reston Community Building Initiative which would identify neighborhood needs and provide strategies to strengthen assets in the neighborhoods surrounding the Southgate Community Center. In addition, funding provides opportunity to expand non-profits' community-building capacity.	Hudgins	0 /	0.0	\$90,000	\$0	0 /	0.0	\$0	Staff is directed to attempt to fund within existing resources.

ATTACHMENT A
SUMMARY OF FY 2007 CONSIDERATION ITEMS

#	Consideration Item	Requested By	Net Cost				Budget Proposal		Comments		
			Positions		Recurring	Non-Recurring	Positions	Funded			
15.	Funding supports the expansion of CSB's Leadership and Resiliency Program and Student Assistance Program to all 28 County High Schools for nine months in FY 2007.	Hudgins	0 /	0.0	\$1,964,006		\$0	0 /	0.0	\$732,888	Originally the programs were to be phased in over a four-year period. Phase 1 implemented the Leadership and Resiliency Program (LRP) to 6 high schools and the Student Assistance Program (SAP) to 8 high schools. In FY 2007, Phase 2 would be implemented with an increase to 15 high schools for both LRP and SAP (9 and 7 more). Phase 3 (FY 2008) would expand both to 22 high schools and Phase 4 (FY 2009) to all 28 high schools.
16.	Funding for 2/2.0 SYE Housing Community Developers III to serve in a marketing capacity as Program Managers within the Office of Revitalization. These positions will have responsibility for creating and implementing a comprehensive marketing program for each of the seven Commercial Revitalization Districts/Areas.	Hudgins	2 /	2.0	\$163,982		\$0	0 /	0.0	\$0	
17.	Funding for 8/8.0 SYE additional Police Officers and related equipment in order to provide enhanced traffic monitoring and enforcement efforts in the Tyson's corridor while Phase I of the Rail to Dulles Project is underway.	McConnell	8 /	8.0	\$779,288		\$381,672	0 /	0.0	\$0	The County Executive's recommended budget includes funding for a total of 49 new Police positions which include patrol (24), police officers detailed to the DPSC (5), criminal investigations and crime analysis (6), COPS in Schools (6), Animal Control Officers (3) and support for the property room, recruiting and information technology (5). The Board recognizes the need for additional police positions and supports a multi-year approach.
18.	Adjusting the O-Scale for entry-level Officers. It should be noted that the \$1.5 million for one quarter/\$6 million for full-year funding would result in a 5 percent across-the-board increase for all Police Officers. Simply adjusting the O-17 pay grade by removing the first step would have a minimal cost.	McConnell	0 /	0.0	\$1,500,000		\$0	0 /	0.0	\$0	
19.	Funding for ten additional Light Detection and Ranging (LIDAR) Units.	McConnell	0 /	0.0	\$0		\$45,210	0 /	0.0	\$45,210	
20.	Shuttle bus service from Dulles Airport to the Udvar-Hazy Center would be funded through a local match with Loudoun County.	Frey	0 /	0.0	\$21,600		\$0	0 /	0.0	\$21,600	County funding of the program is contingent on the match being provided by the Loudoun County Board for the service.

ATTACHMENT A
SUMMARY OF FY 2007 CONSIDERATION ITEMS

#	Consideration Item	Requested By	Net Cost				Budget Proposal		Comments	
			Positions		Recurring	Non-Recurring	Positions	Funded		
21.	Additional funding to the Park Authority to maintain the baseball and softball diamonds at County high schools in the summer months.	Frey	0 /	0.0	\$200,000	\$0	0 /	0.0	\$0	Funding of \$5.1 million is included in FY 2007 for athletic field maintenance, synthetic turf field development and custodial support. This includes \$0.9 million generated by the Athletic Field Application Fees with the balance contributed by the General Fund. The high school baseball and softball diamond fields are currently maintained by the Fairfax County Public Schools during the high school playing season. After June 1st, the Park Authority provides regular maintenance for these fields (consistent mowing, post-season field treatments and infield preparations) to ensure basic levels of playability for community use. Some schools, and some with assistance from Booster clubs, have put in place a higher level of grass turf maintenance during the school year and the summer. The Board urges the Schools to provide this higher level maintenance consistently across all high school diamond fields to ensure consistent field playability regardless of school location.
22.	Funding for the maintenance of 16.5 miles of County-owned service drives and 20.2 miles of County-owned sub streets for which the County has maintenance jurisdiction.	Gross	0 /	0.0	\$85,000	\$0	0 /	0.0	\$85,000	
23.	Funding to support a part-time case manager position for the Volunteer Fairfax Alternative Community Service Program in response to increased caseload.	DuBois	0 /	0.0	\$20,000	\$0	0 /	0.0	\$20,000	
24.	Move Police Citizen Aides to the Uniformed Police Officers pay scale (O-Scale) from the Public Safety pay scale (P-Scale).	McConnell	0 /	0.0	\$140,000	\$0	0 /	0.0	\$0	
25.	Additional positions for the Department of Public Works and Environmental Services to catch up on the backlog of Developer Default Projects	McConnell	TBD /	TBD	TBD	TBD	0 /	0.0	\$0	Following completion of the County Executive's review of the status of the developer default program, funding and appropriate level of staffing will be considered as part of the <i>FY 2006 Carryover Review</i> .
26.	Increased contribution to the Fairfax County Convention and Visitors Corporation for the completion of a Visitor's Center and to reimburse start up costs.	DuBois	0 /	0.0	\$0	\$664,297	0 /	0.0	\$0	
27.	FAIRFAX CONNECTOR participation in free-ride program for riders who qualify for Metro Access.	Kauffman	0 /	0.0	\$0	\$0	0 /	0.0	\$0	Staff is working to implement this adjustment effective July 1, 2006 at no cost.
28.	Funding for a Historic Preservation Planner to supplement existing staff within the Department of Planning and Zoning.	Hyland	1 /	1.0	\$62,000	\$0	0 /	0.0	\$30,000	Fund additional 10 months to support the existing limited term position working on the County's historic inventory.

ATTACHMENT A
SUMMARY OF FY 2007 CONSIDERATION ITEMS

#	Consideration Item	Requested By	Net Cost				Budget Proposal		Comments
			Positions	Recurring	Non-Recurring		Positions	Funded	
29.	Funding to support additional Patrol Officers for the Police Department to target high crime urbanized areas.	Hyland	TBD /	TBD	TBD	TBD	0 / 0.0	\$0	The County Executive's recommended budget includes funding for a total of 49 new Police positions which include patrol (24), police officers detailed to the DPSC (5), criminal investigations and crime analysis (6), COPS in Schools (6), Animal Control Officers (3) and support for the property room, recruiting and information technology (5). The Board recognizes the need for additional police positions and supports a multi-year approach.
29a. Position to support Camp McLean at McLean Community Center			1 /	1.0	\$0	\$0	1 / 1.0	\$0	
29b. Consultant support for compensation analysis			0 /	0.0	\$0	\$750,000	0 / 0.0	\$750,000	Up to \$750,000 for a comprehensive review of the County's compensation system.
29c. Consultant support for planning and transportation studies			0 /	0.0	\$0	TBD	0 / 0.0	TBD	The Board directs that staff review the requirements for funding a number of planning and transportation studies which are needed, including but not limited to Tysons Corner, Springfield Connections, Baileys' Crossroads and the Dulles Corridor and include necessary adjustments as part of the <i>FY 2006 Carryover Review</i> .
29d.	Funding for synthetic turf field development.	Connolly	0 /	0.0	\$0	\$700,000	0 / 0.0	\$0	The Board directs staff to include funding for synthetic turf field development in the Fall 2006 Park Bond Referendum. Allocation decisions for turf field development will be made by the Board of Supervisors.
Human Services Council Consideration Items (from pages 3-8 of the HSC letter dated March 30, 2006)									
<i>Category 1: Critically Important</i>									
30.	Dedicating revenue commensurate with the value of an additional one cent on the Real Estate Tax rate to the preservation of Affordable Housing, resulting in total funding of \$43.8 million for affordable housing preservation.	Hudgins/HSC	0 /	0.0	*Noted Above	\$0	0 / 0.0	\$0	
31.	Funding supports the expansion of CSB's Leadership and Resiliency Program and Student Assistance Program to all 28 County High Schools for nine months in FY 2007.	Hudgins/HSC	0 /	0.0	*Noted Above	\$0	0 / 0.0	*Noted Above	
32. Restore the loss of Community Development Block Grant funds to the Consolidated Community Funding Pool.			0 /	0.0	\$106,951	\$0	0 / 0.0	\$106,951	
33. Under the Comprehensive Services Act, local funds could be leveraged with current state funding to serve at-risk youth who are involved in Juvenile Justice and have significant behavioral and mental health issues.			0 /	0.0	\$440,650	\$0	0 / 0.0	\$440,650	

ATTACHMENT A
SUMMARY OF FY 2007 CONSIDERATION ITEMS

#	Consideration Item	Requested By	Net Cost				Budget Proposal		Comments	
			Positions		Recurring	Non-Recurring	Positions	Funded		
34.	Additional funding for 5/5.0 SYEs for the Probation Intake Services Division of the Juvenile and Domestic Relations District Court to offer informal intake/probation services when cases are referred from Intake. This is designed to help prevent youth from becoming involved in more serious offenses.	HSC	5 /	5.0	\$275,000	\$0	2 /	2.0	\$110,000	
35.	Funding to sustain the Healthy Families Fairfax team that serves the broader Central Fairfax and Falls Church area, since federal and state funding are no longer available to the nonprofit.	HSC	0 /	0.0	\$125,000	\$0	0 /	0.0	\$125,000	
36.	Expansion of SACC Summer Program to four additional sites, which would serve 400 of the 1,838 children currently on the waiting list for summer SACC. Of the 400 children, 80 would be special needs children.	HSC	0 /	12.2	\$356,642	\$0	0 /	0.0	\$0	
37.	Additional funding for the Child Care Assistance and Referral (CCAR) Program, which would provide child care services to approximately 100 children currently on a waiting list for CCAR. There are currently 1,166 children on the waiting list.	HSC	0 /	0.0	\$791,400	\$0	0 /	0.0	\$0	
38.	Four additional SACC Classrooms (two at Cherry Run, one at Waynewood, and one at Hutchison) would provide an additional 140 children with safe, affordable, quality child pre-and after-school care. The County cost represents just 25 percent of the cost of the SACC Program, principally for children with special needs or from lower-income families. <i>Note: Positions and Net Cost are not included for two SACC rooms at Cherry Hill. For those amounts, please refer to Consideration Item # 1.</i>	HSC	6 /	4.9	\$105,145	\$0	0 /	0.0	\$0	
39.	Continue funding for the Department of Juvenile Justice's Enhanced Sex Offender Treatment Program after the expiration of the Juvenile Accountability Block Grant.	HSC	0 /	0.0	\$25,000	\$0	0 /	0.0	\$0	
Category 2: Very Important										
40.	3/3.0 SYE additional positions to expedite court-involved youth and families through Mental Health Intake Screening and then provide immediate availability for outpatient services.	HSC	3 /	3.0	\$165,000	\$0	0 /	0.0	\$0	
Category 3: Important										
41.	Restore funding for Employment/Job Skills Training Program that hires offenders to work up to twenty hours per week at a minimum wage for six months with a County agency. This program was eliminated in FY 2003 due to budget cuts. Funding would serve up to 75 youth.	HSC	0 /	0.0	\$75,000	\$0	0 /	0.0	\$0	
42.	Implement a Day/Evening Custody/Treatment Pilot Program, which would provide additional structured supervision and services during after-school hours for youth on probation and would serve approximately 15-20 youth at a given time.	HSC	0 /	0.0	\$235,000	\$0	0 /	0.0	\$0	
43.	Expand the Skin Deep Tattoo Removal Program to meet current and potential demand. Under this program, gang members willing to leave gangs and perform community service will have their tattoos removed using laser surgery at no cost.	HSC	1 /	1.0	\$75,000	\$0	0 /	0.0	\$75,000	Funding is included for limited term staffing to coordinate the program and for payment of laser removal services.
GENERAL FUND IMPACT OF CONSIDERATION ITEMS			69 /	78.9	\$35,168,801	\$3,559,543	15 /	13.9	\$4,071,871	

Attachment 1

RESOLUTION OF THE BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia ("Board"), held in the Board Auditorium of the County Government Center at 12000 Government Center Parkway in Fairfax, Virginia, on Monday, April 24, 2006, at which a quorum was present and voting, the following resolution was adopted in public session after giving notice by publication and after conducting a public hearing in accordance with Virginia Code § 15.2-846.

WHEREAS, the Code of Virginia authorizes the Board, after conducting a public hearing, to increase the salary paid to the members of the Board who will begin terms of service on and after January 1, 2008; and

WHEREAS, after first having given notice, the Board has conducted a public hearing on whether the salary paid to the members serving on future terms of the Board should be increased; and

WHEREAS, the Board last increased the annual salary paid to Board Members in 1998; and

WHEREAS, a salary increase to \$75,000 equates to an average annual increase of three percent since salaries were last approved in 1998 and effective January 2000; and

WHEREAS, the Board has concluded that it would be in the public interest to increase the salary paid to members of the Board who begin terms of service on and after January 1, 2008; now, therefore, be it

RESOLVED, the Board hereby increases the salary paid to the members of the Board who begin terms of service on and after January 1, 2008, from \$59,000 per year to \$75,000 per year.

A Copy Teste:

Nancy Vehrs,
Clerk to the Board of Supervisors

Attachment 2

AMENDMENT TO CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC) OF THE FAIRFAX COUNTY CODE TO REPEAL ARTICLE 12 RELATING TO THE COUNTY MOTOR VEHICLE LICENSE TAX

AN ORDINANCE to amend the Fairfax County Code by amending and readopting Sections 82-5-26, 82-5-29, 82-5A-10, and 82-5A-11, and by repealing Sections 82-12-1 through 82-12-12, relating to the County motor vehicle license tax.

Be it ordained by the Board of Supervisors of Fairfax County:

1. That Sections 82-5-26, 82-5-29, 82-5A-10, and 82-5A-11 are amended and readopted as follows:

**Section 82-5-26. Parking Vehicles without proper license and registration
on highways prohibited.**

It shall be unlawful for any person to park on any highway any vehicle not displaying a:

- ~~(a) Current State license;~~
- ~~(b) Current State inspection sticker;~~
- ~~(c) Valid County vehicle license decal~~

current state motor vehicle license and a current motor vehicle safety inspection sticker issued by a state designated official inspection station.

**Section 82-5-29. Removal and disposition of certain unattended vehicles; sale, disposition
or proceeds.**

(a) Whenever any motor vehicle, trailer or semitrailer is found on the public streets or public grounds unattended by the owner or operator and constitutes a hazard to traffic or is parked in such manner as to be in violations of law or whenever any motor vehicle, trailer or semitrailer is left unattended for more than ten (10) days upon any public property or privately owned property other

Attachment 2

than the property of the owner of such motor vehicle, trailer or semitrailer, within any such county, city or town, or is abandoned upon such public property or privately owned property, without the permission of the owner, lessee or occupant thereof, or whenever any motor vehicle, trailer, or semitrailer is stalled or rendered immobile as the result of adverse weather conditions or other emergency situations on any public roadway, any such motor vehicle, trailer or semitrailer may be removed for safekeeping by or under the direction of a police officer to a storage garage or area; provided, however, that no such vehicle shall be so removed from privately owned premises without the written request of the owner, lessee, or occupant thereof.

(b) The person at whose request such motor vehicle, trailer or semitrailer is removed from privately owned property shall indemnify such county, city or town against any loss or expenses incurred by reason of removal, storage or sale thereof.

(c) It shall be presumed that such motor vehicle, trailer or semitrailer or part thereof, is abandoned if: (A) it lacks either: ~~(1) a current license plate, or (2) a current county, city or town, plate or sticker, or (3)~~ a valid state inspection certificate or sticker; and (B) it has been in a specific location for four ~~(4)~~ days without being moved.

(d) Each removal shall be reported immediately to the Chief of Police and notice thereof given to the owner of the motor vehicle, trailer or semitrailer as promptly as possible.

(e) The owner of such vehicle or trailer or semitrailer, before obtaining possessions thereof, shall pay to the parties entitled thereto all reasonable costs incidental to the removal, storage and locating the owner of the motor vehicle, trailer or semitrailer. Should such owner fail or refuse to pay the cost or should the identify or whereabouts of such owner be unknown and unascertainable after a diligent search has been made, and after notice to him at his last-known address and to the holder of any lien of record in the office of the Division of Motor Vehicles in Virginia against the motor vehicle,

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trailer or semitrailer, the officer designated by the Chief of Police may, after holding the motor vehicle, trailer or semitrailer forty (40) days and after due notice of sale dispose of the same at public sale and the proceeds from the sale shall be forwarded by the Chief to the County ~~Treasurer~~ Director of Finance, provided that if the value of such motor vehicle, trailer or semitrailer be determined by three (3) disinterested dealers or garagemen to be less than One Hundred Fifty Dollars (\$150.00) it may be disposed of by private sale or junked. The ~~Treasurer~~ Director of Finance or similar officer shall pay from the proceeds of the sale the cost of removal, storage, investigation as to ownership and liens and notices of sale, and the balance of such funds shall be held by him for the owner and paid to the owner upon satisfactory proof of ownership.

(f) If no claim has been made by the owner for the proceeds of such sale, the remaining funds may be deposited to the general fund or any special fund of the County.

(g) Any such owner shall be entitled to apply to the County within three (3) years from the date of such sale; and if timely application is made therefor, the County shall pay the same to the owner without interest or other charges. No claim shall be made nor shall any suit, action or proceeding be instituted for the recovery of such funds after three (3) years from the date of such sale.

(h) This Section shall not operate to deprive any person of other remedies available under law to obtain payment from the owner of unattended, abandoned or immobile vehicles for towing, storage or other services rendered.

(i) The Division of Motor Vehicles of the Commonwealth of Virginia shall be notified of the disposition of any motor vehicle, trailer or semitrailer under this Section.

(j) Any person who shall violate, permit or suffer or allow anyone to violate any provision of Section 82-5-29 shall be punished as provided in Section 82-1-32.

Attachment 2

Section 82-5A-10. Administration.

The ~~provision~~ provisions of this Article shall be administered by the Department of Transportation.

(a) Permits to allow parking during restricted hours of a Residential Permit Parking District shall be issued only in accordance with the provisions of Paragraph (b) below.

(b) Said permits, in the form of decals, will be available from the Department of Transportation. Decals shall be issued for a period of up to two (2) years, one per vehicle with the expiration date as set forth on the decal. Decals may be renewed for additional two-year periods in the manner prescribed herein.

Permits shall be applied for in person, by mail, or by electronic means in accordance with procedures established by the Department of Transportation, and shall be accompanied by proof-of payment of Fairfax County vehicle license to validate the applicant's residency in the District and proof of vehicle ownership or use of a vehicle for which the permit is requested. ~~Vehicles that are exempted from the requirement of a Fairfax County vehicle license must submit~~ Such proof of residency and ownership shall include the vehicle registration and two (2) proofs of residency that show current residence in the district. Acceptable proofs shall consist of the following:

- (A) Virginia driver's license.
- (B) Vehicle or personal property insurance policy.
- (C) Proof of payment of a security deposit or paid rent receipt.
- (D) Lease or mortgage documents.
- (E) Virginia voter registration.
- (F) Utility bill.

A new resident of a District need show only one of the proofs of residency identified in

Attachment 2

subsection (b) of this Section and any current vehicle registration to be issued one sixty-day nonrenewable new resident pass. Before expiration of same, the new resident shall comply with the provisions above in order to obtain a parking permit.

Any person on active duty in the military service, absent from his state of residence or domicile solely by reason of compliance with military orders, may prove vehicle ownership by showing a current military identification and a current vehicle registration.

Applications for renewal of permits shall be processed in the same manner as an original permit application, ~~except that an applicant who has a valid Fairfax County vehicle license which shows that such applicant continues to be a resident at the same address of the Residential Permit Parking District, may renew his or her permit in accordance with the renewal procedures established by the Department of Transportation~~ however, in those instances in which the Department of Transportation has information that a vehicle and the owner of the vehicle remain qualified for a residential parking permit, the Department may provide any such owner with a renewal application form that does not require further proof that the applicant resides in the District and is eligible for issuance of such a decal.

(c) Decals shall be displayed in the lower left corner of the vehicle's rear window in such a way as to be clearly visible (see Section 82-5A-2(d) for proper display provisions). Visitor passes shall be displayed in such a way as to be entirely visible through the vehicle windshield (see Section 82-5A-2(f) for proper display provisions).

(d) Individual district permits shall be identified by a different number. A valid permit for one Residential Permit Parking District shall not entitle the permit holder to park in any other such District.

(e) An individual who continues to reside at the same address of the Residential Permit Parking District, upon disposing of a vehicle with a permit decal, may obtain a new decal for a

Attachment 2

replacement vehicle upon presentation of a Virginia vehicle registration or ~~Fairfax County vehicle license for the replacement vehicle~~ the information required above in subsection (b).

(f) Decals and visitor passes shall be removed from the vehicle upon moving from the District.

(g) Decals and visitor passes shall remain the property of Fairfax County and may be revoked without notice and must be surrendered on demand by the County.

Section 82-5A-11. Visitor Parking.

(a) A transferable visitor parking pass shall be issued upon request in accordance with the provisions designated by the Board of Supervisors in adopting the District. Residents who continue to reside at the same address ~~and do not have a valid Fairfax County vehicle license~~ may renew their visitor parking pass at the time of pass expiration, provided the resident submits proof of residence as prescribed in Section 82-5A-10(b), in accordance with the renewal procedures established by the Department of Transportation.

(b) Visitor passes shall not be issued to multifamily or townhouse addresses which have off-street parking lots provided.

(c) One additional visitor pass may be issued for a long-term medical condition that requires the frequent services of a health care provider in a residence within a Residential Permit Parking District. In order to qualify, the resident must provide a statement from a physician stating the need for a long-term health care provider, the frequency the health care provider needs to go to the residence, and the duration of the need for the health care provider visits.

Attachment 2

- 2. That Sections 82-12-1 through 82-12-12 of the Fairfax County Code are repealed.**
- 3. That this ordinance shall become effective on and after July 1, 2006.**

A Copy Teste:

Nancy Vehrs,
Clerk to the Board of Supervisors